

110103 05909 U.S. PTO

INTELLECTUAL PROPERTY  
402-391-4448

JAMES D. WELCH  
ATTORNEY AT LAW  
PROFESSIONAL ENGINEER

16018 U.S. PTO  
10/699540

110103

10328 PINEHURST AVE.  
OMAHA, NEBRASKA 68124

November 1, 2003

Commissioner for Patents  
Box: 1450  
Alexandria, VA 22313-1450

RE: UTILITY APPLICATION TITLED:

SPECTROSCOPIC ELLIPSOMETER AND POLARIMETER SYSTEMS

Dear Sir;

Enclosed please find the identified Application, a filled-in PTO Declaration and Power of Attorney Form, a Small Entity Status Form, a Request of Non-Publication, an Information Disclosure and a check for \$685.00, (EG. \$385.00 Basic Fee + \$129.00 for Six (6) Independent Claims + \$171.00 for Forty-Nine (49) Total Claims).

Please provide a Filing Date and Serial No. and enter the Application for Examination.

Sincerely,

JAMES D. WELCH  
JW/hs  
enc.

This Application is a CIP of:

Co-Pending Application Serial No. 10/034,800 FILED 12/28/2001;

and therevia of:

09/945,962 filed 09/04/2001 and 09/496,011 filed 02/01/2000, (now Patent 6,353,477);

which is a CIP of 09/246,888 filed 02/08/1999 (Patent 6,084,675),

which is a CIP of 08/912,211 filed 08/15/1997 (Patent 5,872,630),

which is a CIP of 08/530,892 filed 09/20/1995 (Patent 5,666,201);

and is a CIP of 08/618,820 filed 03/20/1996 (Patent 5,706,212).

This Application also Claims Benefit of Provisional Applications:

60/473,615 Filed 05/28/03;

60/437,023 Filed 12/31/02

60/424,589 Filed 11/07/02 and

60/427,043 Filed 11/18/02.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**NONPUBLICATION REQUEST  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor

JOHN A. WOOLLAM

Title

SPECTROSCOPIC ELLIPSOMETER AND...

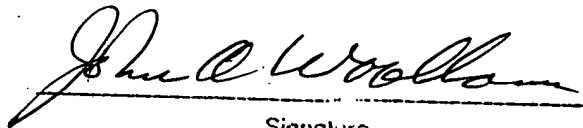
Atty Docket Number

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

10-31-03

Date



Signature

JOHN A. WOOLLAM

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application upon filing.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).

**Burden Hour Statement:** This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.